

CITY OF OAKLAND



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November 6, 2007

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Hon. Martin J. Jenkins
United States District Court
450 Golden Gate Avenue
San Francisco, CA 94102-3483

**Re: Harvey v. City of Oakland
Case No. C07-01681**

Dear Judge Jenkins:

We are writing to inquire about the status of the case management conference scheduled for November 20, 2007.

On October 16, 2007, the Court filed an order granting in part and denying in part defendants' motion to dismiss. Plaintiff was granted thirty days to amend his complaint in several regards. Until there is an operative complaint, with the particular causes of action and defendants that would remain in the case, it would be difficult to prepare Rule 26 disclosures and a case management conference statement.

Accordingly, defendants had anticipated that the case management conference would take place a month or so after the amended complaint is filed. We are writing to inquire whether the Court will be rescheduling the case management conference or, alternatively, to request that the Court consider doing so.

Thank you for your consideration of this matter.

Very truly yours,

s/s

Rachel Wagner
Supervising Trial Attorney

cc: Demetrius L. Harvey
360 So. Helm Avenue
Fresno, CA 93727